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[Additional Counsel Listed on Signature Pages]

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

JUSTIN RIVLIN, derivatively on  
behalf of MOMENTUS INC. (f/k/a  
STABLE ROAD ACQUISITION  
CORP.),

Plaintiff,

v.

BRIAN KABOT, et al.,

Defendants,

and

MOMENTUS INC. (f/k/a STABLE  
ROAD ACQUISITION CORP.),

Nominal Defendant.

Case No. 2:23-cv-03120-AB-JC

**STATUS REPORT REGARDING  
SETTLEMENT**

Hon. André Birotte Jr.

Plaintiff Justin Rivlin (“Plaintiff”) and Nominal Defendant Momentus Inc. (“Momentus”), by and through their undersigned counsel, hereby submit the following status report regarding settlement negotiations, pursuant to this Court’s order dated March 21, 2023 (ECF Doc. 51):

1 The parties to this action have executed a Stipulation of Settlement and  
2 related settlement documents. The settlement would, upon court approval, resolve  
3 all the claims against all the defendants this action and in two other shareholder  
4 derivative actions pending in other jurisdictions. Plaintiff, along with the  
5 plaintiffs in the other two derivative actions, have filed a motion for preliminary  
6 settlement approval in the United States District Court for the Northern District of  
7 California, as the first-filed shareholder derivative action, entitled *Hanna v. Kabot,*  
8 *et al.*, Case No. 5:23-cv-00374 (N.D. Cal.) (the “*Hanna Action*”), is pending in  
9 that court. That motion was filed on August 26, 2024. (*See Hanna Action*, ECF  
10 No. 34, and attachments filed therewith.) The hearing on the motion for  
11 preliminary settlement approval is scheduled for October 3, 2024. As part of that  
12 motion, the parties are requesting that the court in the *Hanna Action* enter an order  
13 (i) providing appropriate notice to Momentus stockholders and an opportunity to  
14 object, and (ii) setting a subsequent hearing to consider whether to grant final  
15 approval to the settlement. If and when the court in the *Hanna Action* enters a  
16 final judgment approving the settlement, the Parties will file copies of the  
17 judgment with this Court and request dismissal of this action pursuant to the  
18 settlement. In the meantime, the parties respectfully suggest that this case should  
19 be stayed pending the settlement approval proceedings in the *Hanna Action*.

20 Dated: September 4, 2024

21 **Bradley Arant Boult Cummings LLP**

22 **Baker & McKenzie, LLP**

23 /s/ Charles E. Elder

24 By: Charles E. Elder

25  
26 *Counsel for Nominal Defendant Momentus Inc.*  
27 *and Defendants John C. Rood, Chris Hadfield,*  
28 *Mitchel B. Kugler, Kimberly A. Reed, and*  
*Linda J. Reiners*

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/s/ Saadia Hashmi

By: Saadia Hashmi  
*Counsel for Plaintiff Justin Rivlin*

**SIGNATURE ATTESTATION**

I am the ECF User whose identification and password are being used to file the foregoing document. Pursuant to Civil Local Rule 5-4.3.4, I hereby attest that the other signatories have concurred in this filing.

Dated: September 4, 2024

By: /s/ Charles E. Elder  
Charles E. Elder

**PROOF OF SERVICE**

I am over 18 years of age and not a party to this action. My business address is 1221 Broadway, Suite 2400, Nashville, Tennessee 37203. My electronic service address is celder@bradley.com.

On September 4, 2024, I served true copies of the foregoing document by the following means:

<u>  x  </u>	<p><b>By electronic transmission.</b> Based on court e-filing rules, a court order, or an agreement of the parties to accept electronic service, I:</p> <p>_____ electronically served the documents on the person[s] at the electronic service address[es] below.</p> <p><u>  x  </u> caused the documents to be sent to the person[s] at the electronic service address[es] set forth below via upload to ECF.</p>
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*Counsel for Defendant Fred Kennedy*

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.  
Executed in Nashville, Tennessee on September 4, 2024.

/s/ Charles E. Elder

Charles E. Elder